

**PATENT**

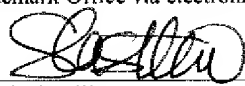
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of	)	
SHARMA et al.	)	Group Art Unit: 2192
	)	
	)	Examiner: Dao, Thuy Chan
Application No.: 09/846,067	)	
	)	Docket No. SUNMP007
Filed: April 30, 2001	)	
	)	Date: April 27, 2007
For: METHOD AND APPARATUS FOR	)	
UPGRADING MANAGED APPLICATION)	)	
STATE FOR A JAVA BASED	)	
APPLICATION	)	

**CERTIFICATE OF E-FILE**

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office via electronic filing with EFS-Web on April 27, 2007.

Signed: \_\_\_\_\_

  
Sylvia Castillo

**TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

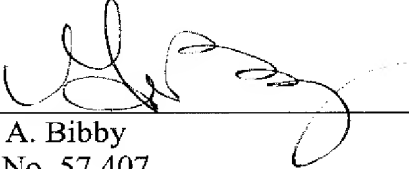
Sun Microsystems, Inc., the owner of the entire interest in the above-identified application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 of co-pending United States Application No. 09/833,845 (hereafter "co-pending application"), as presently shortened by any terminal disclaimer. The owner(s) hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that it and the co-pending application are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the co-pending application, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued or is in any matter terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an agent or attorney of record.

The Commissioner is hereby authorized to charge the disclaimer fee to Deposit Account No. 50-0805 (Order No. SUNMP007).

Respectfully submitted,  
MARTINE PENILLA & GENCARELLA, LLP

  
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Gina A. Bibby  
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Date: April 27, 2007

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